

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No:

6,875,872 B1

Issued:

April 5, 2005

Name of Patentee:

Lindberg et al.

Title of Invention:

**COMPOUNDS** 

Serial No.:

09/690,044

Examiner:

Cecilia Chang

Art Unit:

1625

OCT 1 4 2005 Of Correction

20 Frection

10/12/2005 STEUMEL1 00000015 231703

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail on the date indicated below in an envelope addressed to: Commissioner for Patents,

P. O. Box 1450, Alexandria, VA 22313-1450.

Andrew Fessak

48,528

Agent Name

PTO Reg. No.

andrew

Date of Signature

Certificates of Correction Branch Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

# REQUEST FOR CERTIFICATE OF CORRECTION OF PATENT FOR PATENTEE'S MISTAKE (37 C.F.R. §1.323)

- 1. It is noted that a printing error appears in the referenced patent which is attributable to Patentee.
- 2. The location where the error is shown correctly in the application file is:

Column and Line Number of Issued Patent	Location in Application File Where the Error is Shown Correctly
Title page, Assignee Name at INID Code (73): "AstraZeneca" should readAstraZeneca AB	Notice of Recordation, dated Jan. 12, 2001

3. Attached is a copy of Form PTO/SB/44 (also Form PTO-1050).

4. By this paper, Patentee requests correction of the Assignee name as printed on the face of the referenced patent. Specifically, Patentee requests that the Assignee name be corrected from "AstraZeneca" (incomplete/incorrect) to --AstraZeneca AB-- (complete/correct). In this regard, the Assignee name was inadvertently given as "AstraZeneca" on the Issue Fee transmittal form, and the patent issued with the incomplete Assignee name.

On April 6, 2005, Patentee filed a Petition under 37 C.F.R. §1.183 ("Petition") to suspend the rules and accept the correction of the Assignee name on the face of the patent. The Petition contains the Reel/Frame numbers of the recorded assignments evidencing the chain of title from the inventors to AstraZeneca AB.

On September 26, 2005, the Office mailed a Decision ("Decision") denying the Petition, and indicated that the requested correction should be made via a request for a Certificate of Correction. By this paper, Patentee is proceeding as instructed. Accordingly, Patentee requests issuance of a Certificate of Correction to correct the Assignee name on the face of the patent to read "AstraZeneca AB".

In support of the requested correction, Patentee are attaching a copy of each of the Petition and Decision.

- 6. Patentee requests that the issuance of a Certificate of Correction be expedited in accordance with the PTO's policy for expediting issuance of Certificates of Correction, as outlined in the PTO notice, issued August 21, 2002 entitled "Expedited Issuance of Certificates of Correction when the Error is Attributable to the United States Patent and Trademark Office".
- 7. Please send the Certificate of Correction to the undersigned Agent.

Patent No. 6,875,872 B1 Docket No. 1103326-0072

Page 3 of 3

8. The Commissioner is authorized to charge the required fee of \$100 under 37 C.F.R. \$1.20(a), or any other fee which may be due, to Deposit Account No. 23-1703.

Dated: 0d. 7, 2005

Respectfully submitted,

Andrew Fessak Reg. No. 48,528

Customer No. 007470

White & Case LLP

Direct Line: (212) 819-8437

**Enclosures** 



### United States Patent and Trademark Office

OCT 1 1 2005

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 VA 22313-1450 Alexandria,

WHITE & CASE LLP PATENT DEPARTMENT

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OFFICE OF PETITIONS

In re Patent No.6,875,872 Issue Date: April 5, 2005

Application No. 09/690,044

1155 AVENUE OF THE AMERICAS

Filed: October 16, 2000

WHITE & CASE

NEW YORK, NY

PATENT DEPARTMENT

Attorney Docket No. 1103326-0072

10036

ON PETITION

This is a decision on the petition filed April 6, 2005, to waive the rules and accept the correction of the assignee on the front page of the above-identified patent.

The petition is Dismissed.

Petitioner should supply a Certificate of Correction form with the desired changes to be made. A blank copy of form PTO/SB/44 is attached for your convenience.

This matter is being forwarded to Files Repository.

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3208.

Karen Creasy

Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

ATTACHMENT: FORM PTO/SB/44

# UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

Patent No:

6,875,872 B1

Issued:

April 5, 2005

Name of Patentee:

Lindberg et al.

Page 1 of 1

(Also Form PTO-1050)

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page, Assignee Name at INID Code (73) "AstraZeneca" should read -- AstraZeneca AB--.

#### MAILING ADDRESS OF SENDER:

Andrew Fessak White & Case LLP 1155 Avenue of the Americas New York, New York 10036

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

(Certificate of Correction (PTO/SB/44) [14-3]—page 1 of 1)

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

: Lindberg et al.

Patent No.

: 6,875,872 B1

Issue Date

: April 5, 2005

For

: NEW COMPOUNDS

Examiner

: Celia Chang

Group Art Unit

: 1625

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8

I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on April 6, 2005 at the facsimile number 703-872-9307.

John M. Genova

32,22

Agent Name

PTO Reg. No.

Signature

Date of Signature

**Attention: Office of Petitions** 

**Mail Stop Petition** 

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

> PETITION UNDER 37 C.F.R. § 1.183 TO CORRECT ASSIGNEE'S NAME

Sir:

The referenced patent is a continuation of U.S. Patent Application Serial No. 09/187,277, filed November 6, 1998, abandoned, which is a continuation of U.S. Patent Application Serial No. 08/899,931, filed July 24, 1997, abandoned, which is a continuation application of U.S. Patent Application Serial No. 08/376,512 (the "512 application"), filed January 23, 1995, now US 5,714,504 (the "504 patent"), which is a continuation-in-part application of U.S. Patent Application Serial No. 08/256,174, filed June 28, 1994, now US 5,693,818, filed as PCT/SE94/00509, filed May 27, 1994.

An Assignment was filed in the priority CIP application, i.e., the '512 application, now the '504 patent (hereinafter the "Assignment"). The Assignment is from the inventors to Astra Aktiebolag. The Assignment was recorded on April 17, 1995 at Reef 7438, Frame 0120. A copy of each of the Assignment and the Notice of Recordation of the Assignment is enclosed. A change of corporate name from Astra Aktiebolag to AstraZeneca AB was recoded on September 25, 2000 at Reel 011219, Frame 0749. A copy of the Notice of Recordation of the name change is also enclosed.

The Assignment extends to any continuations of the '512 application and any patents issuing on such continuations. Accordingly, the Assignment extends to the referenced US 6,875,872. Therefore, the assignee of the referenced US 6,875,872 is AstraZeneca AB.

However, by inadvertence, the assignee's name was incompletely and erroneously furnished in item 3 of the Issue Fee Transmittal Form (PTOL-85B) as AstraZeneca rather than the correct and complete name AstraZeneca AB. Accordingly, it is hereby requested to waive 37 C.F.R. §3.81(a) to permit the complete and correct name of the assignee, AstraZeneca AB, to be provided after issuance of the referenced US 6,875,872.

Authorization is hereby given to charge the petition fee required by 37 C.F.R. §1.17(h) of \$130.00 as well any additional fee due in connection with this Petition to Deposit Account No. 23-1703.

Dated: 6 April 2005

Respectfully submitted,

John M. Genova Reg. No. 32,224

Customer No. 07470

Attorney Direct Dial: (212) 819-8832



UNITED STÀIÉS DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

DATE: 05/18/95

TO:

EDWARD V. FILARDI, ESQ. WHITE & CASE 1155 AVENUE OF THE AMERICAS NEW YORK, NY 10036

> UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT BRANCH OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR:

DOC DATE: 04/05/95

LINDBERG, PER LENNART

ASSIGNOR:

DOC DATE: 04/06/95

VON UNGE, SVERKER

RECORDATION DATE: 04/17/95 NUMBER OF PAGES 003

REEL/FRAME 7438/0120

DIGEST: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNEE:

ASTRA AKTIEBOLAG S-15185 SODERTALJE SWEDEN

SERIAL NUMBER PATENT NUMBER

8-376512

FILING DATE 01/23/95 ISSUE DATE 00/00/00

ASSIGNMENT BRANCH

ASSIGNMENT/CERTIFICATION SERVICES DIVISION



# ASSIGNMENT

WHEREAS, WE, Per Lennart Lindberg and Sverker Von Unge hereinafter the INVENTOR(S), both being citizen(s) of Sweden, whose post office addresses are Gundas gata 40, Mölndal, Sweden S-431-51, and Alvägen 4, Fjärås, Sweden S-430-33, respectively, have made an invention entitled NEW COMPOUNDS for which we made an application for Letters Patent of the United States, and which application was filed on JANUARY 23, 1995 under application serial number 08/376,512.

WHEREAS, ASTRA AKTIEBOLAG (hereinafter ASSIGNEE), a corporation organized and existing under the laws of SWEDEN, and having a business address at S-151 85 Sodertalje, Sweden, is desirous of acquiring the entire right, title and interest in and to said invention and any improvements thereon, and in and to the said application for Letters Patent therefor, and any Letters Patent which may be obtained therefor;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, BE IT KNOWN, that we, the said INVENTORS, for and in consideration of the sum of One Dollar (\$1.00), lawful money of the United States, to us in hand paid by said ASSIGNEE, and other valuable considerations unto us moving from said ASSIGNEE, at or before the ensealing and delivery of these presents, the receipt of which is hereby acknowledged, have sold, assigned, transferred and conveyed and by these presents do sell, assign, transfer and convey, unto said ASSIGNEE, its successors and assigns, the entire right, title and interest in and to the said invention as set forth and described in the specification forming a part of the application for Letters Patent of the United States for NEW COMPOUNDS and any and all improvements thereon, and in and to said application and any division, continuation or continuation-in-part thereof, and in and to any Letters Patent of the United States which may be issued on any of said applications, and any reissues thereof, and in and to any and all applications for Letters Patent filed in foreign countries for said invention or improvements, including all priority rights under the Paris Convention, and any and all Letters Patent which may be granted in foreign countries therefor, TO HAVE AND TO HOLD THE SAME to the full end of the term or terms for which any and all said Letters Patent may be granted;

AND we, the said INVENTORS, do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent of the United States to said ASSIGNEE, as the assignee of the entire right, title and interest in and to the same, for the sole use and behoof of said ASSIGNEE, its successors and assigns;

AND we, the said INVENTORS, for the considerations aforesaid, do hereby covenant and agree to and with said ASSIGNEE, its:successors and assigns, that we have the full power to make this assignment, and that the rights assigned are not encumbered by any grant, license or right heretofore given, and that we wour executors or administrators, shall and will do all lawful acts and things and make, execute and deliver without further compensation, any and all other instruments in writing, further applications, papers affidavits powers of attorney, assignments; and other documents which, in the opinion of counsel for said ASSIGNEE, its successors and assigns, may be required or necessary to more effectively secure to and vest in said ASSIGNEE its successors and assigns, the entire right, title and interest in and to said invention and improvements, applications, Letters Patent, rights, benefits, privileges and advantages hereby sold, assigned, transferred and conveyed, and that we will sign any applications for reissue which may be desired by the owner of the patent or patents which may be issued for the said invention or improvements.

IN WITNESS WHEREOF, we, the said INVENTORS, have hereunto set our hands and seals on the date below written.

WITNESS:

Name and Address of Witness: Gunnela Lindgren Astra AB, S 151 85 Södertälje

Name and Address

of Witness: Lena Nelenius Astra AB, S 151 85 Södertälje

WITNESS:

Name and Address of Witness:

Name and Address of Witness:

As above.

As above

OCT 1 1 2005 PTAS

JANUARY 12, 2001

WHITE & CASE LLP JOHN M. GENOVA PATENT DEPARTMENT 1155 AVENUE OF THE AMERICAS NEW YORK, NEW YORK 10036

## UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231



UNITED STATES PATENT AND TRADEMARK OFFICE NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/25/2000

REEL/FRAME: 011219/0749

NUMBER OF PAGES: 6

BRIEF: CHANGE OF NAME (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ASTRA AKTIEBOLAG

DOC DATE: 02/15/2000

ASSIGNEE:

ASTRAZENECA AB

PATENT NUMBER:

S-151 85 SODERTALJE, SWEDEN

SERIAL NUMBER: 09187277

FILING DATE: 11/06/1998

SERIAL NUMBER: 09419456

PATENT NUMBER: 6143771

SERIAL NUMBER: 08376512

PATENT NUMBER: 5714504

SERIAL NUMBER: 08256174

PATENT NUMBER: 5693818

ISSUE DATE:

FILING DATE: 10/15/1999

ISSUE DATE: 11/07/2000

FILING DATE: 01/23/1995

ISSUE DATE: 02/03/1998

FILING DATE: 06/28/1994

ISSUE DATE: 12/02/1997

WHITE & CASE LLP

011219/0749 PAGE 2

SERIAL NUMBER: 08833962 PATENT NUMBER: 5877192

FILING DATE: 04/11/1997 ISSUE DATE: 03/02/1999

PAULA MCCRAY, EXAMINER ASSIGNMENT DIVISION OFFICE OF PUBLIC RECORDS